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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
 Michal EISENBACK-SCHWARTZ et al.
 Serial No.: 09/218,277
 Filed: December 22, 1998
 For: ACTIVATED T-CELLS, NERVOUS SYSTEM-SPECIFIC



) Application Division
) ATTN: Box Missing Parts
) Washington, D.C.
) March 22, 1999

0240

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION

HON. COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF APPLICATION..." dated January 21, 1999.

Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, filing date and priority information.

A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 was submitted on February 22, 1999.

The following fee is calculated below:

(Col. 1)	(Col. 2)	SMALL ENTITY	OTHER THAN A SMALL ENTITY
FOR:	NO. FILED	NO. EXTRA	OR RATE FEE
BASIC FEE			OR \$ 380
TOTAL CLAIMS	30 - 20 =	10	OR x 9 = \$ 90
INDEP. CLAIMS	2 - 3 =		OR x 39 = \$
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED		+130 = \$ 130	OR + 260 = \$

The filing fee has been previously paid in the amount of \$ 600.00.

Late filing of Declaration surcharge in the amount of: Small Entity Other than Small Entity
 \$65.00 [] \$130.00

[] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).

The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity	Other Than Small Entity
Response Filed Within	Response Filed Within
[] First - \$ 55.00	[] First - \$ 110.00
[] Second - \$ 190.00	[] Second - \$ 380.00
Month After Time Period Set	Month After Time Period Set

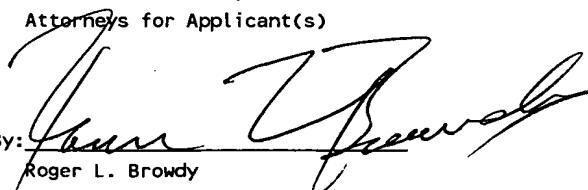
Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

Check No. 21782 in the amount of \$ 65.00 is enclosed to cover the above fees.

The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.
 Attorneys for Applicant(s)

By: 
 Roger L. Browdy
 Registration No. 25,618

(202) 628-5197

RLB:bcs

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/218,277	12/22/98	EISENBACK-SCHWARTZ	M 5763-029

020583
PENNIE AND EDMONDS
1155 AVENUE OF THE AMERICAS
NEW YORK NY 10036-2711

0242/012970 P A F

NOT ASSIGNED

JAN 21 1999

1643

Pennie & Edmonds

DATE MAILED:

01/21/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

In Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.36(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed) non-small entity is \$ 130.

1. The statutory basic filing fee is:

- missing.
- insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

DOCKETED

Msg. Path = 3-21-99

3. The oath or declaration:

- is missing or unexecuted.

does not cover the newly submitted items.

does not identify the application to which it applies.

does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER: _____

65.00 US

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[Handwritten signatures]
A copy of this notice **MUST** be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY